

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A37-04309
Date Received: 6/27/1988
Receipt No: 5000555
Received By: JA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DOUGLAS P. EDLUND 208-487-2157
Address: 1338 E. 920 N.
RICHFIELD, ID 83349

AND/OR

Name: GRACE EDLUND 208-487-2157
Address: 1338 E. 920 N.
RICHFIELD, ID 83349

2. Date of Priority: JAN 01, 1960

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04S	19E	13	SW	SE			LINCOLN

5. Description of diverting works:
WELL, 3 HP PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.020		
COMMERCIAL	01/01	12/31	0.010		
DOMESTIC	01/01	12/31	0.020		

7. Total Quantity Appropriated is:
0.020 C.F.S. (and/or) 14.40 A.F.A.

8. Total consumptive use is 14.4 Acre Feet Per Annum.

9. Non-irrigation uses:
S/115 DAIRY, 150 RANGE, D/2 HOMES, C/DAIRY BARN

MICROFILMED
FEB 24 1993

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04S	19E	13			COMMER	
			SW	SE	DOMEST	
					STOCK	

11. Place of use in counties: LINCOLN

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

PUMP CAPACITY IS 10 GPM DUE TO DEEP PUMPING DEPTH.
VOLUME CLAIMED FOR COMMERCIAL USE IS BASED ON 5 GPM FOR 16 HRS.
PER DAY ALL YEAR.
LAWNS ARE WATERED WITH CANAL WATER WHEN IT IS AVAILABLE.

15. Basis of Claim: STATUTORY CLAIM
Water Right Number:

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Spence Edlund Date: 6/27/88

Date: _____

State of Idaho)

County of Butte Falls) SS.

Subscribed and sworn (or affirmed) before me this 27th day

of June 19 88

Mary G. Baldwin
Notary Public

Seal

Residing at Gooding, Id

My Commission Expires 10/16/1992

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12-1-97

NOTICE IS HEREBY GIVEN that on the 10th day of December 1997, at 10:30 a.m. of said day, on the front steps of the Lincoln County Courthouse, Shoshone, Idaho, the United States marshal will, in obedience to the order of Sale and Decree of Foreclosure, sell the following-described real and personal property to the highest bidders for cash in lawful money of the United States of America. A personal check in the amount of ten percent of the bid will be accepted at the time of the sale with a cashier's check for the full amount of the bid within 24 hours of the sale. The United States of America, Farm Service Agency's (formerly Farmers Home Administration) bid will be \$193,612.00 for the real property (including irrigation equipment) with the market value of \$232,000.00. The Farm Service Agency's bid on the chattel equipment will be \$15,050.00 with the market value of \$17,050.00. The current leaseholders are entitled to harvest their 1997 crops.

Property Address: 1338 East 920 North, Richfield, Idaho

Directions: One (1) mile north, 1/2 mile east of the city of Richfield, Idaho

Legal Description: 19E

Township 4 South, Range-20 EBM

Section 13: E1/2SW1/4, S/2SE1/4

Township 4 south, Range 20 EBM

Section 18: Lot 1 and That part of Lot 2 and of

the SE1/4NW1/4, described as follows:

Beginning at the Northwest corner of said Lot

2: (Detailed legal available at the Shoshone FSA Office)

Total Acres: 251.59

Improvements: Dwelling, Dairy Barn, Loafing

Shed, Shop, 2 Grain Bins, Corrals

Water Shares: 245.33 shares in the Big Wood

Canal Company

Irrigation Equipment: 2700' Portable 10" aluminum mainline

660' Portable 8" aluminum mainline

1505' Portable 4 " aluminum mainline

1 - Centrifugal Pump

1 - Wheel move lateral sprinkler line

6 - Handmove lateral sprinkler lines

Farm Equipment: Tractor, Tractor w/cab, Swather, Harrowbed,

Fox Forest Harvester, Fox Hay Head, Fox Corn Head,

Feed Wagon, Corn Wagon, Plow, Offset Disc, Disc, Roller

Harrow, Land Plane, Scraper, Box Scraper, Chisel Plow,

Rotovator, Terrace Blade, Harrows, Corrugators, Grain

Drill, Sprayer, Pipe Trailer, Cement Mixer, Truck w/hoist,

Stock Trailer (Detailed List available in Shoshone FSA

Office)

If you have any questions, contact Rita Ayers, Agriculture Credit Officer, at 324-4325 OR Beth Jensen, Agriculture Credit Officer at 886-2471.

A37-04307

A37

YOUR AD

TIMES CLASSIFIED
DEPARTMENT
208-734-5530
OR
208-677-4540
(BURLEY)

REMEMBER

That birthday ad you placed
some time ago in the
Times-News? Now is
time to come pick up
pictures. Stop by Times
Customer Service Dept.
today!

107 ABORTION ALTERNATIVE

PREGNANCY CRISIS CENTER
FREE TESTING
734-7472 -- 800-371-

108 PROFESSION SERVICES

BANKRUPT

All Chapter & AG re-
cases. Free teleph
consultation.
538-7760 800-548-
Wm H. Mulberry
22 yrs experience

BANKRUPTCY
Competitive rates on
ter 7 bankruptcies
Jeff Stoker at 734-

CLERICAL. Will do
for students or busin
Please call 208-735-

HOUSEKEEPER/lic
CNA, cleaning or in-
care jobs. 208-732-

QUALITY HOM CLEANING

10 years in service. I
& bonded. Equipm
supplies provided.
housesitting & s
animal care.
1-800-967-2897
734-2225

Call For Free A Est
For Your Home or

110 HOME/HEAL CARE SERVICE

IDAHO HOME HEA
AND HOSPICE
734-4061 Twin F
436-5855 Mini-Ca
543-2273 Buh

111 ENTERTAINM SERVICES

♥ SANTA FOR HIF
Available days and
208-326-5258 leave

113 CHILD CAR SERVICES

CHILD CARE in my



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 16, 2003

Douglas P Edlund
Grace Edlund
2025 E 3500 N
Filer, Id 83328-5639

37-4309

Re: Change of Address

Dear Douglas and Grace,

Enclosed is a Change of Address form for your Adjudication Claim 37-4309 and Water Right 37-4309. Due to the recent final order for the Water District 130 expansion we were notified of a new address for you. The original letter was returned to our office with a change of address label from the post office.

We can not change the address on your Adjudication Claim without your signature. I have filled in most of the information for you on the form. Please complete the yellow highlighted areas and return it to us in the postage paid envelope. If any information already on the form is incorrect, please cross out and correct the information.

If you no longer own the property associated with the water right, please let us know. Thank you for your time in assisting us with the maintenance of our records.

Sincerely,

Dayna Ball
Office Specialist
Water Distribution

Attn: Kari Lynn &
Sally

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CHANGE IN ADDRESS

This form can be used to notify the Department of a change in
address of the owners of record for the listed water rights.

(Please print or type)

[] Water Right Number(s): 37-4309

Adjudication Claim 37-4309

[] Name(s): Douglas P Edlund

Grace Edlund

[] Old Mailing Address: 1338 E 920 N

Richfield Id 83349

[] New Mailing Address: 2025 E 3500 N

Filer Id 83328-5639

Telephone Number: () _____ - _____

[] Signature(s) of Owner(s) _____

(Include your title if on behalf of company or organization)

Date: _____

Sent to Darna Ball 1/16/03

RECEIVED

JUL - 3 2002

06/22/2002

NOTICE OF ERROR
REPLY

Department of Water Resources

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: July 23, 2002

Water right number: 37-4309

GRACE EDLUND
1338 E 920 N
RICHFIELD ID 83349
Telephone Number: (208)487-2157

DOUGLAS P EDLUND
1338 E 920 N
RICHFIELD ID 83349
Telephone Number: (208)487-2157

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE:

6/27/02

SIGNATURE:

Grace E. Edlund

Please print your name:

Grace E Edlund

IDWR State Office, PO Box 83720, Boise ID 83707-9815

03/18/2002

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: **37-4309**

NAME AND ADDRESS: GRACE EDLUND
1338 E 920 N
RICHFIELD ID 83349

DOUGLAS P EDLUND
1338 E 920 N
RICHFIELD ID 83349

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.02 CFS
1.9 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 01/01/1960

POINT OF DIVERSION:

T04S R19E S13 SESWSE Within LINCOLN County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS 0.70 AFY
DOMESTIC	01/01 12/31	0.020 CFS 1.20 AFY

PLACE OF USE: STOCKWATER Within LINCOLN County

T04S R19E S13 SWSE T04S R19E S13 SESE

DOMESTIC Within LINCOLN County

T04S R19E S13 SWSE T04S R19E S13 SESE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: Beneficial Use

March 26, 2002

RECEIVED

MAR 29 2002

Department of Water Resources

To Whom It May Concern:

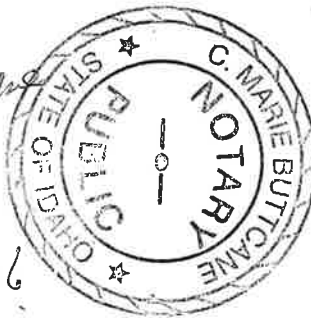
I, Cleo Brauburger, have been and currently am a resident of Richfield, Idaho. During the 1960's, I can verify that at 1338 E 920 N the well was being used to both water livestock and supply water to a household located at that address.

Yours truly,

Cleo Brauburger

Cleo Brauburger

C. Marie Butcher
Notary of Idaho
Richfield Id.
exp. 082306



- TO: Steve Clelland, Water Resource Agent, Sr.
- At: Idaho Department of Water Resources
- Adjudication Claim Report 37-4309
- Water Right Number - 37-4309

Please drop the Commercial use off of
the well ~~and~~

Thanks

Current Owner Groce E. Edlund

Address 1338 East 920 North
Richfield, Idaho
83349

Phone-208-487-2157

CLAIM NO. 37 - 4309STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM VERIFICATION EXAM SHEET
FOR DOMESTIC AND STOCKWATER CLAIMS IN PLACE OF A CVR

1. ☒ No Change NAME:
☐ NEW OWNER: _____
☒ No Change ADDRESS:
☐ NEW ADDRESS: _____
- ☒ DATA ENTRY STANDARDS CHECKED?
2. ☒ No Change - DATE OF PRIORITY: No Field Verification Needed.
☐ CHANGE- Priority date, per claimant, is _____.
(if the priority date, based on your exam, seems questionable, explain in COMMENTS.)
3. ☒ No Change - SOURCE:
☐ CHANGE - Different Source found: _____
4. ☒ No Change - POINT OF DIVERSION: "AS CLAIMED"
☐ Point of diversion is different than the claim
New P/D: Twp. _____, Rge. _____, Sec. SE 1/4 SW 1/4 SE 1/4
- + ADD 1/4
Note: If the 10-acre tract is shown on the claim, then verification of the 10-acre parcel is needed. Otherwise the 10-acre tract is not required, unless the source is a spring.
5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS:
☐ Incomplete desc., complete items missing, IF KNOWN.
HP of pump 3HP Static water level _____ Well depth _____
Casing size _____ Pumping water level _____ Gravity flow _____
Method of irr. _____ CLAIM IS 10 GPM
6. ☒ No Change - WATER USES:
☒ Different uses, (list uses found).
Use Dom From 1/1 To 12/31 Amount .02 cfs 1.2 af
Use Stock From 1/1 To 12/31 Amount .02 cfs 0.7 af
7. ☒ No Change - TOTAL VOLUME:
☒ Change found, The new total is, -- -- -- .02 cfs 1.9 af
8. N/A Vol. $\left[\begin{array}{l} 2 \text{ Homes w/o lawn } 2 \times .6 \text{ AF} = 1.2 \\ 200 \text{ C&H/c w/ } 0.02 \text{ flow} = 0.7 \end{array} \right]$
9. ☐ No Change - NON-IRRIGATION USES: Completed on claim
☐ Incomplete on claim - Exam found:
Domestic - No. of homes 2 Stockwater - No. of head _____
Other: _____
- ☒ DATA ENTRY STANDARDS (correct to..)

Microsoft TerraServer

Display Image

USGS Aerial Photograph

2 km NE of Richfield, Idaho, United States 24 Aug 1992



COMMUNICATION DOCUMENTATION

Claim No. 37-4309

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent: Steve Clelland

3/18/2002 9:30 AM

NAME :

RE:

MIKE EDLUND

CALLIN

PRIORITY

He called to tell me he no longer uses the Commercial use as described in hi mother's claim, 37-4309. I asked him to send me a short note, signed by him mother declaring the Commercial use abandoned. He asked about the stockwater... I told him he can continue to water stock under the remaining uses of the D/S claim. He said he will send in the note soon.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866 www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

37-4309
GRACE EDLUND
1338 E 920 N
RICHFIELD, ID 83349

March 4, 2002

Re: Evidence of Priority Date for SRBA Claim

RESPONSE DEADLINE
MARCH 29, 2002

Dear Claimant:

The Notice of Claim identified with the number shown above has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates your water usage is based on "Beneficial Use" or a "Statutory Claim." Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. The Department will, at a later date, conduct reviews and/or field exams for the claims in your area. Since the priority date of a beneficial use water right cannot be confirmed by field examination, **proof must be provided by the claimant** supporting the priority date claimed.

If you no longer own the property to which the claim is appurtenant please forward this correspondence to the present owner, or return it to the Department. If you have received this correspondence from the previous owner of the property it is recommended that you file a Change of Ownership form with the Department in order to receive future mailings and to continue to be a party in the adjudication.

Enclosed you will find a computer printout of your Notice of Claim and the pamphlet entitled "Evidence of Priority." The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

PLEASE NOTE: The Department will not recommend the court decree the notice **as claimed** if no evidence of a priority date is submitted. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement should be in the form of a notarized affidavit.

Submit the required evidence supporting the priority date by the date shown above, referencing all documents with the corresponding Notice number. If you have questions not covered by this letter or the enclosed pamphlet, please contact the office listed above.

Sincerely,

Steve Clelland
Water Resource Agent, Sr.

Enclosures

IDAHO DEPT OF WATER RESOURCES

37-04309 - field draft



1320 0 1320 Feet

-  Basin 37 part 1-POU
-  Basin 37 part 1-POD
-  Ownership FED-Private
-  Streams
-  Section Lines
-  Quarter - Quarter lines

TWN: 4S
RNG: 19E
SEC: 13 SWSE



GIS Place of Use Presentation
NAPP Aerial Photo 1987/1988
By Steve Clelland

Date: October 31, 2001